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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

TYRESE CRAWFORD
(Full name under which convicted)

PETITIONER

M20778
(Prisoner Number)

vs.

Charles Trivitt
(Warden, superintendent, or authorized
person having custody of petitioner)
RESPONDENT, and

(Fill in the following blank only if
judgment attacked imposes a sentence
to commence in the future.)

ATTORNEY GENERAL OF THE
STATE OF

(State where judgment entered)

SCANNED AT STATEVILLE CC and E-mailed
9/7/22 by JE 13 pages
date Initials No.

) Case Number:

(Supplied by Clerk of this Court)

1:22-CV-4748

) Case Number of State Court Conviction:

08.CR 5781

PETITION FOR WRIT OF HABEAS CORPUS – PERSON IN STATE CUSTODY

1. Name and location of court where conviction entered:

COOK COUNTY, 16501 KEDZIE AVENUE Suite 220,
MARKHAM, Illinois. 60428 (Markham courthouse 6th dist)

2. Date of judgment of conviction:

April 26, 2011

3. Offense(s) of which petitioner was convicted (list all counts with indictment numbers, if known)

FIRST DEGREE MURDER, ARM ROBBERY
(3 counts) (13 counts)

4. Sentence(s) imposed:

46 years (40 MURDER) (6 ARM ROBBERY)

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5. What was your plea? (Check one) Not guilty Guilty Nolo contendere
 If you pleaded guilty to one count or indictment and not guilty to another count or
 indictment, give details:
-

PART I – TRIAL AND DIRECT REVIEW

1. Kind of trial: (Check one): Jury Judge only
2. Did you testify at trial? Yes No
3. Did you appeal from the conviction or the sentence imposed? Yes No

(A) If you appealed, give the

- (1) Name of court: First District Sixth Division # 1-11-1345
 - (2) Result: DENIED
 - (3) Date of ruling: September 20, 2013
 - (4) Issues raised: Trial Court erred when he commented during Jury deliberation thereby coercing the Jury into rendering its guilty Verdict
-

(B) If you did not appeal, explain briefly why not: N/A

4. Did you appeal, or seek leave to appeal, to the highest state court? Yes No

(A) If yes, give the

- (1) Result: DENIED
 - (2) Date of ruling: January 29, 2014
 - (3) Issues raised: Trial Court erred when he commented during Jury deliberation thereby coercing the Jury into RENDERING its guilty VERDICT.
-

(B) If you did not appeal, explain briefly why not: N/A

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5. Did you petition the United States Supreme Court for a writ of *certiorari*?

Yes No

If yes, give (A) date of petition: N/A

(B) Date *certiorari* was denied: N/A **PART II – COLLATERAL PROCEEDINGS**

1. With respect to this conviction or sentence, have you filed a post-conviction petition in state court?

Yes No

With respect to *each* post-conviction petition give the following information (use additional sheets if necessary):

A. Name of court: MARKHAM Court House (Cook County)

B. Date of filing: OCTOBER 28, 2014

C. Issues raised: INEFFECTIVE ASSISTANCE OF COUNSEL,
ACTUAL INNOCENCE

D. Did you receive an evidentiary hearing on your petition? Yes No

E. What was the court's ruling? DENIED

F. Date of court's ruling: OCTOBER 10, 2020

G. Did you appeal from the ruling on your petition? Yes No

H. (a) If yes, (1) what was the result? AFFIRMED #1-20-1310

(2) date of decision: DECEMBER 23, 2021

(b) If no, explain briefly why not: N/A

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- I. Did you appeal, or seek leave to appeal this decision to the highest state court?

Yes No

(a) If yes, (1) what was the result? DENIED LEAVE

(2) date of decision: MAY 25, 2022

(b) If no, explain briefly why not:

N/A
N/A
N/A
N/A
N/A
N/A
N/A

2. With respect to this conviction or sentence, have you filed a petition in a **state court** using any other form of post-conviction procedure, such as *coram nobis* or habeas corpus?

Yes No

- A. If yes, give the following information with respect to each proceeding (use additional sheets if necessary):

1. Nature of proceeding N/A
2. Date petition filed N/A
3. Ruling on the petition N/A
4. Date of ruling N/A
5. If you appealed, what was the ruling on the appeal? N/A
6. Date of ruling on appeal N/A
7. If there was a further appeal, what was the ruling? N/A
8. Date of ruling on appeal N/A

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3. With respect to this conviction or sentence, have you filed a previous petition for habeas corpus in **federal court**? Yes No

A. If yes, give name of court, case title and case number: N/A
N/A

B. Did the court rule on your petition? If so, state

(1) Ruling: N/A

(2) Date: N/A

4. With respect to this conviction or sentence, are there legal proceedings pending in any court, other than this petition? Yes No

If yes, explain: N/A
N/A
N/A
N/A
N/A
N/A
N/A
N/A

PART III – PETITIONER'S CLAIMS

1. State briefly every ground on which you claim that you are being held unlawfully. Summarize briefly the facts supporting each ground. You may attach additional pages stating additional grounds and supporting facts. If you fail to set forth all grounds in this petition, you may be barred from presenting additional grounds later.

BEFORE PROCEEDING IN THE FEDERAL COURT, YOU MUST ORDINARILY FIRST EXHAUST YOUR STATE COURT REMEDIES WITH RESPECT TO EACH GROUND FOR RELIEF ASSERTED.

(A) Ground one ACTUAL INNOCENCE
Supporting facts (tell your story briefly without citing cases or law):

I WAS FALSELY ACCUSED / INDICTED AND FOUND guilty
OF A CRIME I HAD ABSOLUTELY NOTHING TO DO WITH

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THE STATE SUMMONED ONLY ONE WITNESS WHO NEVER TESTIFIED IN OPEN COURT THAT I WAS THE PERSON SHE SEEN SHOOT AND CAUSE THE DEATH OF TONY FRAZIER, (SEE ATTACHED) CO-DEFENDANT - TONY BENSON SUBSEQUENTLY CAME FORWARD & TESTIFIED I WASN'T INVOLVED AND HE DID THE CRIME SHORTLY AFTER I WAS DROPPED OFF, AND IM CURRENTLY BEING IN CUSTODY IN VIOLATION OF THE DUE PROCESS OF LAW AND EQUAL PROTECTIONS GUARANTEED UNDER THE 14TH AMENDMENT. I HAVE MAINTAINED MY INNOCENCE BUT WAS UNABLE TO OBTAIN THE PROOF FROM MY CODEFENDANT AND HAVING OBTAINED THE NEWLY DISCOVERED EVIDENCE / AFFIDAVIT FROM , I BELIEVE THAT THE OUT-COME WOULD HAVE BEEN DIFFERENT. THERE WAS NO IN COURT IDENTIFICATION (SEE: ATTACHED EXHIBIT # EVIDENTIARY HEARING TRANSCRIPTS-R) PETITIONER - TYRESE CRAWFORD WAS WRONGFULLY CONVICTED AND ASK THE COURT TO JUST EXAMINE THE RECORD AND THE COURT WILL SEE THAT THE STATE MERELY SUGGESTED IDENTIFICATION VIA PHOTOGRAPHIC PRESENTMENTS BUT NOT ONCE DID THE WITNESS TESTIFY SHE SEEN ME SHOOT AND KILL ANYONE. THE PETITIONER IS BEING HELD IN CUSTODY IN VIOLATION OF THE CONSTITUTION, LAWS AND TREATIES OF THE UNITED STATES OF AMERICA. VIA THE 4TH, 5TH, 6TH, & 14TH AMENDMENTS. AND REQUEST IMMEDIATE RELEASE.

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(D) Ground four _____
Supporting facts:

2. Have all grounds raised in this petition been presented to the highest court having jurisdiction?

Yes No

3. If you answered "NO" to question (2), state briefly what grounds were not so presented and why not:

N/A
N/A
N/A

PART IV – REPRESENTATION

Give the name and address, if known, of each attorney who represented you in the following stages of the judgment attacked herein:

- (A) At preliminary hearing DAVID WIENER
(B) At arraignment and plea N/A

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- (C) At trial DAVID WIENER
- (D) At sentencing DAVID WIENER
- (E) On appeal _____
- (F) In any post-conviction proceeding LOVEY AND LOVEY, KARL LEONARD, Lindsay HAGY, LAUREN MYER
- (G) Other (state): N/A

PART V – FUTURE SENTENCE

Do you have any future sentence to serve following the sentence imposed by this conviction?

Yes No

Name and location of the court which imposed the sentence: N/A

N/A

Date and length of sentence to be served in the future N/A

WHEREFORE, petitioner prays that the court grant petitioner all relief to which he may be entitled in this proceeding.

Signed on: _____
(Date)

PROSE TYREESE CRAWFORD
Signature of attorney (if any)

I declare under penalty of perjury that the foregoing is true and correct.

(Signature of petitioner)

(I.D. Number)

(Address)

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